1		CHIEF JUDGE ROBERT S. LASNIK	
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7	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON		
8		EATTLE	
9	UNITED STATES OF AMERICA,	) ) CR09-213RSL	
10	Plaintiff,	) ORDER GRANTING STIPULATED	
11	v.	) MOTION TO CONTINUE ) PRE-TRIAL MOTIONS AND TRIAL	
12	GERALD PRIMEAUX, and	) DATE	
13	DOUG WILLIAMS,		
14	Defendants.	,	
15			
16	Based on the stipulated motion of the p	parties to continue the pre-trial motions	
17	cut-off date and the date for trial, the Court m	akes the following findings of fact and	

conclusions of law:

- 1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).
- 2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(B)(iv).
- 3. The defense needs additional time to explore issues of significant complexity, including all relevant issues and defenses applicable to the case, which would make it unreasonable to expect adequate preparation for pretrial proceedings or for trial itself within the time limits established by the Speedy Trial Act and currently set for this case. 18 U.S.C. § 3161(h)(7)(B)(iv).

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1	4. Taking into account the exercise of due diligence, a continuance is	
2	necessary to allow the defendants the reasonable time for the effective preparation their	
3	respective defenses. 18 U.S.C. § 3161(h)(7)(B)(iv).	
4	5. Defendants Primeaux and Williams have each signed a waiver indicating	
5	that each has been advised of his individual right to a speedy trial and that, after	
6	consulting with counsel, he has knowingly and voluntarily waived that right in order to	
7	permit trial to start on October 5, 2009.	
8	NOW THEREFORE, IT IS HEREBY ORDERED that the trial date is continued	
9	from August 31, 2009, to October 5, 2009, and the time period from August 31, 2009,	
10	through October 5, 2009, is hereby excluded for speedy trial purposes under 18 U.S.C. §	
11	3161(h)(7)(A) and (B). The pre-trial motions cut-off date is continued from July 23, 2009	
12	to September 7, 2009.	
13	DONE this 7 <sup>th</sup> day of August, 2009.	
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15	MMS Casnik Robert S. Lasnik	
16	Robert S. Lasnik United States District Judge	
17	Presented by:	
18		
19	<u>s/Jay Stansell</u> Jay Stansell	
20	Federal Public Defender 1601 Fifth Avenue, Suite 700	
21	Seattle, Washington 98101-1642 Telephone: (206) 553-1100	
22	Fax: (206) 553-0120 Email: jay stansell@fd.org	
23		
24	s/Robert Goldsmith Attorney for Gerald Primeaux	
25	telephonically approved	
26	s/Matthew Diggs	
27	Assistant United States Attorney telephonically approved	
28	ORDER GRANTING STIPULATED MOTION TO CONTINUE PRE-TRIAL	

MOTIONS AND TRIAL DATE - 2

(CR09-213RSL)